

TWELFTH DAY.

Senate Chamber,
Austin, Texas,

Wednesday, January 26, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Baugh.	Lewis.
Bledsoe.	McMillin.
Carlock.	McNealus.
Clark.	Murphy.
Cousins.	Page.
Darwin.	Parr.
Davidson.	Richards.
Dorough.	Rogers.
Dudley.	Russell.
Fairchild.	Suiter.
Floyd.	Waits.
Hall.	Williams.
Harp.	Wood.
Hertzberg.	Woods.

Absent.

Witt.

Absent—Excused.

Bailey.

Buchanan.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

On motion of Senator Clark, Senator Bailey was excused for the balance of this week, on account of important business.

On motion of Senator Cousins, Senator Buchanan was excused for the balance of the week on account of important business.

On motion of Senator Hertzberg, Senator Witt was excused for today.

On motion of Senator Woods, Senator Suiter was excused for yesterday.

Simple Resolution No. 28.

By Senator Rodgers:

Whereas, Hon. Ed. Westbrook, a distinguished citizen of Texas, and a former member of this body is in the city; therefore, be it

Resolved, That he be extended the

privileges of the floor and invited to address the Senate.

The resolution was read and adopted.

The Chair appointed Senators Rogers, Lewis and Baugh to escort Mr. Westbrook to the president's chair, who, after being introduced, addressed the Senate briefly.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 1, A bill to be entitled "An Act to amend Article 1173, Chapter 4, Title 15, and Article 1142, Chapter 3, Title 15, of the Code of Criminal Procedure of the State of Texas, relating to the fees allowed sheriffs or other peace officers performing the same services in misdemeanor cases to be taxable against the defendant on conviction, and the allowance to sheriffs by the commissioners court of the several counties in this State for the safekeeping, support and maintenance of prisoners in jail, or under guard, and declaring an emergency."

H. B. No. 6, A bill to be entitled "An Act to amend Article 4081 of the Revised Civil Statutes of the State of Texas, so as to provide for the appointment of a guardian of a person of unsound mind or an habitual drunkard, on a hearing before the court, without the necessity of a jury trial, which will be granted if requested, as set out in Title 64, Chapter 16, Revised Civil Statutes of the State of Texas, providing for 'Guardianship of Persons of Unsound Mind and Habitual Drunkards,' and validating all appointments heretofore made without a jury trial."

H. B. No. 20, A bill to be entitled "An Act to amend Articles 586 and 587, Chapter 6, Title 11, of the Penal Code of the State of Texas, so as to provide a penalty for betting on all public elections, and defining public elections, and declaring an emergency."

Respectfully Submitted,

NOEL K. BROWN,

Chief Clerk House of Representatives.

Bills Read and Referred.

The Chair, Lieutenant Governor Davidson, had referred, after their captions had been read the following House Bills:

H. B. No. 1, Referred to Committee on State Affairs.

H. B. No. 6, Referred to Committee on Civil Jurisprudence.

H. B. No. 20, Referred to Committee on Privileges and Elections.

Bills and Resolutions.

By Senators Hall, McNealus, Darwin, Clark, Baugh, Bledsoe.

S. B. No. 113, A bill to be entitled "An Act regulating and controlling the business or occupation and those engaged in the business, occupation or employment of caring for, dressing, adorning and beautifying the human hair, face, scalp, hands and skin, including barbers and barber shops and beauty shops and those connected therewith and declaring an emergency."

Read first time and referred to Committee on Public Health.

By Senator Clark:

S. B. No. 114, A bill to be entitled "An Act prescribing the duties, powers and authority of the Live Stock Sanitary Commission of Texas and providing a chairman therefor; providing for the eradication and control among the cattle, horses, mules, asses, sheep, goats, hogs and other live stock of this State of the infectious and contagious diseases of livestock known as splenic tick fever, bovine tuberculosis, anthrax, glanders, contagious abortion, hemorrhagic septicaemia, cattle and sheep scabies, hog cholera, Malta fever, foot and mouth diseases, rabies, and other similar and dissimilar contagious and infectious diseases; providing for the said commission to establish and release necessary quarantines on such mentioned live stock, premises, pens, pastures, ranches, yards, counties, parts of counties, and other places; providing for said Commission to issue directions for dipping cattle, horses, mules, asses and sheep for eradicating the fever carrying tick and sheep and cattle scabies; providing for said Commission to adopt necessary rules and regulations; providing for the division of the State of Texas into the free area, tick eradica-

tion area and general quarantined area, and the eradication of the fever carrying tick (*Margaropus annulatus*) in the tick eradication area and free area; providing for the eradication of the said fever tick in Tick Eradication Zone No. 3 of Southern Zone and designating dates for the beginning of the tick eradication in the counties therein; providing for the appraisal, condemnation and indemnification on account of horses and mules affected with glanders or anthrax; providing for cleaning and disinfecting of railway cars and of pens, yards and other places; providing for permitting persons owning, controlling or caring for any cattle, horses, mules, asses or sheep which are required to be dipped to file affidavit protesting against such dipping and asking for personal hearing before Chairman of said Commission; providing penalties against persons failing to dip cattle, horses, mules, asses and sheep when directed in writing by said Commission to dip same under provisions of the Act; providing penalties against persons, firms, corporations, railway companies, and other common carriers for violating quarantines established by said Commission or its Chairman; and providing penalties against railway companies and other common carriers for failing to clean and disinfect cars, pens, and other places and for moving stock cars without cleaning and disinfecting, and for unloading tick infected or exposed cattle, horses, mules and asses into non-infectious pens in the tick eradication area and free area, or unloading tick free cattle, horses, mules or asses into infectious pens in the tick eradication area or general quarantined area; prescribing other duties of railway companies and other common carriers in reference to the subject of this Act, and providing penalties for violations thereof; providing other penalties for violating provisions of the Act; prescribing duties of persons, owning, controlling and caring for live stock in the State of Texas with reference to said live stock and said contagious and infectious diseases; providing for said Commission to employ necessary help, including inspectors, veterinarians, clerical help, law enforcement assistants and other necessary help for carrying out the provisions of this Act; providing for Commissioners' Courts to furnish money to pay the salaries of inspectors, build dipping

vats and purchase dipping material for conducting tick eradication and the eradication of contagious and infectious diseases therein; providing other sanitary measures for eradication and controlling said diseases in the State of Texas and restricting the movement of live stock into and within the State of Texas, unless properly certified to; validating tick eradication elections heretofore held; prescribing the powers, duties, and authority of the Chairman of the Live Stock Sanitary Commission, and providing penalties for violating quarantines established by said Commission or its Chairman, and for failure to comply with written dipping directions from said Commission and Chairman; providing penalties for permitting live stock affected with contagious or infectious diseases to leave premises; providing penalties for selling, giving away, trading or loaning cattle which the tuberculin test indicated to be affected with tuberculosis; providing for branding tubercular cattle TB; providing penalty for removing tuberculin tested cattle from premises where tested without permit from the Live Stock Sanitary Commission; permitting owners and caretakers of live stock to file affidavits and have hearings before Chairman of the Live Stock Sanitary Commission on matters pertaining to the dipping, treating or branding of such live stock and the disinfecting of premises and pens; repealing all of Chapter 60, Acts of the Regular Session of the Thirty-fifth Legislature, except Section 8 thereof; repealing all of Chapter 12 of the Acts of the First Called Session of the Thirty-fifth Legislature, all of Chapter 44 of the Acts of the Regular Session of the Thirty-sixth Legislature, all of Chapter 38 of the Acts of the Third Called Session of the Thirty-sixth Legislature, and all of Chapter 10 of the Acts of the Fourth Called Session of the Thirty-sixth Legislature; and all other laws and parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Murphy:

S. B. No. 115, A bill to be entitled "An Act to prevent fire insurance companies from avoiding liability for loss and damage to personal property under technical or immaterial provisions of the policy or contract of in-

surance where the act breeching such provision has not contributed to bring about the loss, and declaring an emergency."

Read first time and referred to Committee on Insurance and Banking.

By Senator Murphy:

S. B. No. 116, A bill to be entitled "An Act to permit defendants in cases in which requisitions have been issued for them by the Governor and where they appeal their cases to the Court of Criminal Appeals, to give bond the same as defendants in other felony cases, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Parr:

S. B. No. 117, A bill to be entitled "An Act to provide for the extension of time in which to develop oil and gas under permits heretofore issued under the Mineral Act of 1917 upon islands, salt water lakes, bays, inlets, marshes and reefs, owned by the State of Texas within tide water limits and that portion of the Gulf of Mexico within the jurisdiction of Texas."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Baugh:

S. B. No. 118, A bill to be entitled "An Act to amend Article 4113, Chapter 8, Title 64, of the Revised Civil Statutes of Texas, 1911, providing for the return of an inventory and appraisements of ward's estate, and where such inventory and appraisal shows such estate to be of the value of \$1,000.00 or less, authorizing a guardian to control, manage or dispose of all or any part of the same without further application or order from the Probate Court; and declaring an emergency."

Read the first time and referred to Committee on State Affairs.

By Senators Hall and Cousins:

S. B. No. 119, A bill to be entitled "An Act to provide for the survey and marking of the Coast Line of Texas within the tide water limits and employment of surveyors for that purpose; adopting the mean high tide water line as the property line between public and private property; prescribing the duty of surveyors; providing for suits against the State by land owners when they are unwilling to accept the line approved by the

Commissioners of the General Land Office; providing for the compensation of surveyors and necessary help; providing penalty for one who may be found guilty of moving or destroying any mark or monument erected by a surveyor as a mark in the survey of the line herein provided for, and declaring an emergency."

Read the first time and referred to Committee on Public Land and Land Office.

By Senator Dorough:

S. B. No. 120, A bill to be entitled "An Act amending Chapter 15 of the General Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, entitled: 'An Act providing that the interest of a mortgagee or trustee under any fire insurance policy shall not be invalidated by any act or neglect of the mortgagor or owner of the property insured by said policy or the happening of any condition beyond his control, and declaring void any stipulation in any fire insurance policy contract in conflict herewith,' and declaring an emergency."

Read first time and referred to Committee on Insurance and Banking.

By Senators Hertzberg, Dudley, Baugh, Lewis and Parr:

S. C. R. No. 6:

Whereas, there is now before Congress legislation dealing with the immigration question, by which it is sought to exclude from the shores of the United States immigrants from various countries; and

Whereas, Texas is a great agricultural State; and

Whereas, Mexican labor is almost essential to the development of said State, and has in times past so proven, especially to the southwestern and western part of the State; now, therefore,

Be it resolved by the Senate of Texas, the House of Representatives concurring, that we do hereby memorialize the national Congress of the United States to except from any legislation excluding immigrants to the United States those immigrants who come from the Republic of Mexico.

Read first time and referred to Committee on Federal Relations.

By Senator Dorough:

S. C. R. No. 7, a resolution providing for the printing of the Legislative Manual.

Read and referred to Committee on Rules.

Simple Resolution No. 20.

By Senator Dudley:

Resolved, That the Secretary of the Senate and the Journal Clerk be allowed postage to the amount of two dollars each per month for the transaction of business of the Senate.

The resolution was read and adopted.

Senate Bill No. 69—Re-referred.

Senator Fairchild moved that S. B. No. 69 be withdrawn from Committee on Educational Affairs and be referred to Committee on State Institutions and Departments.

(Senator Cousins in Chair.)

House Bill No. 106.

The Chair laid before the Senate, on second reading,

H. B. No. 106, A bill to be entitled "An Act extending for a period of five years from the date of permit, on certain specified conditions, all permits to prospect for oil and gas heretofore issued on University land and public school land which is unsold at the time this Act goes into effect, and river beds or channels, and fresh water lakes, and islands therein, which have not expired, and extending for a like period and on like conditions all permits to prospect for oil and gas heretofore issued on said land and said areas and all permits to prospect for oil and gas heretofore issued after the Mineral Act of 1917 went into effect on islands, salt water lakes, bays, inlets, marshes and reefs owned by the State of Texas within tide water limits and that portion of the Gulf of Mexico within the jurisdiction of Texas, which permits have expired at the time this Act goes into effect, but on which the drilling of a well or wells has been begun in good faith or with reference to which permits and the rights of the owner of the and that the owner of the permit shall included therein bona fide litigation has existed during the whole or a part of the term of the permit; providing that said permits are extended

on the condition that the owner pay to the State annually in advance, during the life of the permit, ten cents per acre, and all past due payments, same to the possession of the area drill, at the direction of the Commissioner of the General Land Office, such offset well or wells as may be necessary to protect State's interest in the area included in the permit, and shall resume and diligently continue drilling already begun, and authorizing the Commissioner of the Land Office to forfeit the permit for the failure to make the payments aforesaid or to drill the offset well or wells or to resume or continue drilling; providing that, if oil or gas should be produced in paying quantities the owner of the permit shall apply for and obtain lease upon the area without the payment of any additional sum of money and for a period not to exceed ten years, subject to renewal or renewals, providing for the filing of affidavits with reference to drilling or dependency of litigation, and declaring an emergency."

The bill, having been read second time, was passed to a third reading.

(Lieutenant Governor Davidson in the Chair).

Announcement Relative to Death of Judge Davidson.

Mr. President: It becomes our painful duty to announce to the Senate the death of Judge W. L. Davidson, Chief Judge of the Court of Criminal Appeals of the State of Texas. In his death we lose one of the greatest jurists that has ever graced the bench of our State, and we move that when the Senate adjourn today, it do so out of memory of this distinguished jurist, and that the Chair do now appoint a Committee to draw appropriate resolutions expressing our deep regret and sympathy in his death.

Bailey, Hall, Davidson, Watts, Page, Hertzberg, Wood, Carlock, Dorough, McNealus.

The above was read and adopted, and,

The Chair announced the signers

of the resolution as the committee provided for.

Senate Bill No. 23.

The Chair laid before the Senate, on second reading, and regular order, S. B. No. 23, A bill to be entitled "An Act to prevent fraud in the sale and disposition of the stocks, bonds or other securities sold or offered for sale within the State of Texas by any corporation, association, person, firm or partnership, company, broker or agent by requiring investigation, examination and licensing the sale of such securities and of the companies, brokers and agents making such sales and placing the administration of this Act in the hands of a Commission hereby created, to be known as the 'Texas Securities Commission,' composed of the Attorney General or one of his assistants, the State Treasurer and the Commissioner of Insurance and Banking, together with an executive officer to be appointed by the Commission; prescribing the powers, duties and compensation of the Commission; defining what shall constitute violations of this Act and fixing the penalties and punishment therefor; making appropriation for the support of the Commission; specifying that this law shall be known as the 'Blue Sky Law of Texas'; repealing all laws in conflict herewith and especially the Act of the first Called Session of the Thirty-third Legislature, Chapter 32 of the Published Laws of said Session, and declaring an emergency."

The bill was read second time, and Senator Carlock moved to lay the bill on the table subject to call.

The motion was adopted.

Senate Bill No. 38.

The Chair laid before the Senate on second reading,

S. B. No. 38, A bill to be entitled "An Act creating, establishing and providing for the maintenance of a State Tuberculosis Sanatorium for Negroes, and declaring an emergency."

Senator Bledsoe offered the following amendment:

Amend Senate Bill No. 38 by inserting after the caption and between

lines 8 and 9, page 1 of the printed bill, the following:

Be it enacted by the Legislature of the State of Texas:

The amendment was read and adopted.

The bill was passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 38 put on its third reading and final passage by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	McNealus.
Carlock.	Murphy.
Clark.	Page.
Cousins.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Dorough.	Russell.
Dudley.	Suiter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Wood.
Harp.	Woods.
Hertzberg.	

Absent.

Witt.

Absent—Excused.

Buchanan.

The bill was read third time and passed finally, by the following vote:

Yeas—24.

Bailey.	Harp.
Bledsoe.	Hertzberg.
Carlock.	Lewis.
Clark.	McMillin.
Cousins.	McNealus.
Darwin.	Murphy.
Davidson.	Parr.
Dorough.	Rogers.
Dudley.	Suiter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Wood.

Nays—2

Baugh. Richards.

Present—Not Voting.

Woods.

Absent.

Page. Witt.
Russell.

Absent—Excused.

Buchanan.

Senate Bill No. 77.

The Chair laid before the Senate, on second reading,

S. B. No. 77, A bill to be entitled "An Act to fix the status of checks or drafts, when the maker or drawer thereof shall have died between the date of the check or draft and its presentation for payment, and declaring an emergency."

The bill was read second time and, on motion of Senator Woods, it was laid on the table subject to call.

Senate Bill No. 78.

The Chair laid before the Senate, on second reading,

S. B. No. 78, A bill to be entitled "An Act to amend Chapter 156, Section 1 of an Act of the Thirty-fourth Legislature, of the State of Texas, known as an Act authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts and fixing certain fees and the penalty for violation thereof to include within the provisions of such Act individuals, partnerships, associations and corporations doing business under a plan of operation known as Lloyds, and declaring an emergency."

(Senator Murphy in the Chair.)

Senator Carlock, after discussion, moved the engrossment, and,

Senator Clark moved that the bill be laid on the table subject to call.

The motion was lost.

Question recurred on the engrossment of the bill and the same was ordered by the following vote:

Yeas—19.

Baugh.	Murphy.
Bledsoe.	Page.
Carlock.	Parr.
Davidson.	Rogers.
Dudley.	Suiter.
Floyd.	Witt.
Harp.	Williams.
Lewis.	Wood.
McMillin.	Woods.
McNealus.	

Nays—6.

Bailey.	Hertzberg.
Clark.	Richards.
Cousins.	Watts.

Absent.

Darwin.	Hall.
Dorough.	Russell.
Fairchild.	

Absent—Excused.

Buchanan.

On motion of Senator Carlock, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 78 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	McNealus.
Baugh.	Murphy.
Carlock.	Page.
Cousins.	Parr.
Davidson.	Richards.
Dorough.	Rogers.
Dudley.	Suiter.
Floyd.	Watts.
Harp.	Williams.
Hertzberg.	Wood.
Lewis.	Woods.
McMillin.	

Nays—1.

Clark.

Absent.

Bledsoe.	Hall.
Darwin.	Russell.
Fairchild.	Witt.

Absent—Excused.

Buchanan.

The bill was read third time and passed finally.

Simple Resolution No. 30.

By Senator Cousins:

Be it Resolved, That the following named employes of the Senate be paid for the number of days set opposite their names for work performed before the opening of the session:

C. L. Boes, stenographer, one day;
General Jackson, porter, two days;
Buck Green, Porter, two days;
Jack Blocker, porter, two days; Will

Fenner, porter, two days; Max Blocker, porter, two days.

The resolution was read and adopted.

Adjournment.

On motion of Senator Clark, the Senate, at 12:15 o'clock, adjourned until 10 o'clock tomorrow.

Committee Reports.

Committee Room,

Austin, Texas, Jan. 13, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 1 and find the same correctly enrolled and have this day at 5:20 o'clock p. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, Jan. 13, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 2 and find the same correctly enrolled, and have this day at 5:20 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, Jan. 13, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 3 and find the same correctly enrolled, and have this day at 5:20 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, Jan. 24, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. C. R. No. 2 and find the same correctly enrolled, and have this day at 11 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 66. A bill to be entitled,

"An Act to amend Articles 4600 and 4601, Chapter 7, Title 66, of the Revised Civil Statutes of Texas, 1911, (being Articles 784 and 785 of the Revised Criminal Statutes of Texas, 1911), relating to fees to be paid by applicants for licenses as embalmers and the annual fees to be paid by registered embalmers, to provide a penalty for the violation thereof or the failure to pay such fees, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HERTZBERG, Chairman.

Committee Room,

Austin Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Constitutional Amendments to whom was referred S. C. R. No. 3, providing for calling a Constitutional convention, has had same under consideration, and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

Committee Room,

Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 3, To amend Section 50, Article 3, of the Constitution of the State of Texas, to provide that the Legislature shall have power to give or lend or authorize the giving or lending of the credit of the State for the purpose of assisting citizens who are heads of families to acquire or improve their homes; etc.,

Have had the same under consideration and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

Committee Room,

Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 6, To amend Section 24, Article 3, of the Constitution of the State of Texas to provide that the compensation of members of the Legislature shall not exceed \$10.00 per day for the first eighty days of each session, and not exceeding \$5.00 per day for the remainder of each session; instead of not exceeding \$5.00 per day for the first sixty days and not exceeding \$2.00 per day for the remainder of the session; as now provided for in the State Constitution of Texas, Section 24, Article 3,

Have had same under consideration and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

Committee Room,

Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 7, Proposing an amendment to Section 1 of Article 3 of the Constitution of the State of Texas so as to provide for legislation in this State by the initiative and referendum, in addition to the method of legislation now authorized and making an appropriation to carry out the purposes of the resolution,

Have had the same under consideration and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

Committee Room,

Austin, Texas, Jan. 25, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 8, Providing an amendment to Section 52 of Article 3 of the Constitution of the State of Texas by adding to said Sec-

tion 52 another paragraph to be designated as paragraph (d), etc.,

Have had the same under consideration and I am instructed to report said resolution favorably to the Senate and to recommend that it do pass.

WOODS, Chairman.

THIRTEENTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, January 27, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	McNealus.
Carlock.	Murphy.
Clark.	Page.
Cousins.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Dorough.	Russell.
Dudley.	Suiter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Witt.
Harp.	Wood.
Hertzberg.	Woods.

Absent—Excused.

Buchanan.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Message from the House.

Hall of the House of Representatives.

Austin, Texas, Jan. 26, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 156, A bill to be entitled "An Act to postpone the publication of delinquent lists of State, county, special school, district school and levee improvement taxes by county commissioners' court and county tax collector, and the bringing of suits

thereon until January 1, 1922, and declaring an emergency."

H. J. R. No. 8, Proposing an amendment to Section 50, of Article 3, of the Constitution of the State of Texas, so that hereafter the Legislature shall have power to give or lend the credit of the State for the purchase and improvement of rural and urban homes.

H. J. R. No. 9, Relating to the amending of Article 8, Section 14, of the State Constitution of the State of Texas, abolishing the office of county tax assessor and devolving the duties of said office upon the county tax collector.

S. B. No. 53, A bill to be entitled "An Act to amend Chapter 49, Acts of the Thirty-second Legislature, Forty-fifth, Forty-seventh and Seventy-third Judicial Districts and constituting Bexar county the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts; providing for the present judges of the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts to continue to hold their offices for the respective terms for which they were elected; prescribing the jurisdiction of said courts and providing for the election of judges thereof, and for the district attorney of the Thirty-seventh Judicial District, and the other district courts of said district and prescribing his duties; prescribing how cases shall be numbered and filed in the several courts; providing the district court of the Thirty-seventh Judicial District of Bexar County, Texas, and the district court of the Forty-fifth Judicial District of Bexar County, Texas, to try criminal cases and give precedence to criminal business over civil business until the number of criminal cases in each court is reduced to fifty cases, and requiring said courts to give their entire time to trying of criminal cases until the number of criminal cases in each court is reduced to fifty or less, and requiring each court to alternately empanel a grand jury, and requiring the district court of the Thirty-seventh Judicial District to transfer one-half of the cases on its docket to the district court of the Forty-fifth Judicial District, leaving the oldest cases in point of date filing in the district court of the Thirty-seventh Judicial District, and transferring the